

Message Text

CONFIDENTIAL

PAGE 01 GENEVA 03020 251336Z
ACTION IO-14

INFO OCT-01 ARA-10 ISO-00 CIAE-00 DODE-00 PM-05 H-01
INR-10 L-03 NSAE-00 PA-01 SP-02 SS-15 HA-05
TRSE-00 NSCE-00 SSO-00 USIE-00 INRE-00 /067 W
-----040796 251345Z /45

O 251325Z FEB 78
FM USMISSION GENEVA
TO SECSTATE WASHDC NIACT IMMEDIATE 6461
INFO AMEMBASSY SANTIAGO
USMISSION USUN NEW YORK

C O N F I D E N T I A L GENEVA 03020

E.O. 11652: GDS
TAGS: UNHRC, SHUM, CI
SUBJECT: 34TH HUMAN RIGHTS COMMISSION--HUMAN RIGHTS IN
CHILE, ITEM 5

REF: 1. GENEVA 2821, 2. STATE 48072, 3. STATE 42016

1. AT MEETING OF DRAFTING GROUP FEBRUARY 24 USREP
MADE A FURTHER ATTEMPT TO SECURE MODIFICATIONS PER REF
2. FOLLOWING MODEST CHANGES WERE AGREED UPON IN TEXT
AS TRANSMITTED REF 1:

(A) THE SEVENTH PREAMBULAR PARAGRAPH REWORDED AS
FOLLOWS: "ACKNOWLEDGING RECENT DEVELOPMENTS, WHICH
ACCORDING TO THE REPORT OF THE AD HOC WORKING GROUP
INDICATE A DECREASE IN THE NUMBER OF POLITICAL PRISONERS,
OF REPORTED CASES OF TORTURE AND OF DETAINEES UNDER THE
STATE OF SIEGE, AND ARE MAINLY ATTRIBUTABLE TO THE
EFFORTS OF THE CHILEAN PEOPLE AND THE INTERNATIONAL
COMMUNITY."

(B) IN THE EIGHTH PREAMBULAR PARAGRAPH THE WORD
"CONSTANT" DELETED SO THAT THE FIRST LINE NOW READS:
CONFIDENTIAL

CONFIDENTIAL

PAGE 02 GENEVA 03020 251336Z

"CONCLUDING THAT FLAGRANT VIOLATIONS OF HUMAN RIGHTS
NEVERTHELESS CONTINUE TO TAKE PLACE IN CHILE."

(C) IN THE FIRST OPERATIVE PARAGRAPH THE WORD
"SYSTEMATIC" BEFORE THE WORD "INTIMIDATION" HAS BEEN
DELETED.

2. THIS LATEST DRAFTING GROUP SESSION WAS THE LAST IN A ROUND OF INTENSIVE NEGOTIATIONS WHICH USREP MEZVINSKY HAS HAD WITH THE DRAFTING GROUP MEMBERS DURING THE PAST TWO WEEKS. ALTHOUGH MORE CHANGES WERE NOT MADE IN THE TEXT OF THE DRAFT RESOLUTION USDEL NOTES THAT OUR EFFORTS THROUGHOUT THE NEGOTIATIONS HAVE RESULTED IN LANGUAGE MORE BALANCED IN TONE THAN WOULD OTHERWISE HAVE BEEN THE CASE. ADMITTEDLY ONE OF THE PROBLEMS WITH THIS RESOLUTION AS WITH MOST OTHER UN PROJECTS IS THAT IT HAS DEVELOPED A LIFE AND MOMENTUM OF ITS OWN AND IT IS HARD TO REVERSE THE DIRECTION ONCE IT IS SET. IT IS CLEAR THAT THE MAJORITY OF THE HRC ARE DETERMINED TO SUPPORT THE WORKING GROUP AS IT WAS ESTABLISHED IN 1975.

3. AS CONCERNS THE WORKING GROUP'S MANDATE, USDEL HAS DISCUSSED THE NEED FOR GREATER CLARITY IN THE MANDATE ON NUMEROUS OCCASIONS WITH BOTH STAFFERS OF THE HUMAN RIGHTS DIVISION AND MEMBERS OF THE DRAFTING GROUP. IT WAS GENERALLY FELT THAT TO ATTEMPT TO INTRODUCE LANGUAGE REDEFINING THE MANDATE IN ANY WAY IN THE CURRENT RESOLUTION WOULD NOT BE ACCEPTABLE EITHER TO THE WORKING GROUP MEMBERS OR TO THE COMMISSION AS A WHOLE.

4. OUR EFFORTS TO INTRODUCE LANGUAGE THAT WOULD HAVE ENABLED THE WORKING GROUP TO SEND ONLY PART OF ITS CONFIDENTIAL

CONFIDENTIAL

PAGE 03 GENEVA 03020 251336Z

MEMBERS TO CHILE WITH THE AGREEMENT OF THE GOC FOUND FAVORABLE REACTION IN THE DRAFTING GROUP BUT ALLANA'S OPPOSITION REQUIRED THAT ANY REFERENCES IN THE RESOLUTION TEXT HAD TO MAINTAIN THE UNITY OF THE WHOLE GROUP.

5. UPON RECEIPT OF LANGUAGE IN REF 3 CONCERNING THE OAS GENERAL ASSEMBLY, USDEL URGED ITS INCLUSION AS A SEPARATE PREAMBULAR PARAGRAPH. WHEN WE CONCLUDED THAT THIS WOULD NOT BE ACCEPTABLE TO ALL MEMBERS OF THE DRAFTING GROUP, WE PROPOSED ALTERNATE LANGUAGE PROVIDING FOR TAKING NOTE OF THE THIRD REPORT OF THE INTER-AMERICAN COMMISSION ON HUMAN RIGHTS ON THE SITUATION OF HUMAN RIGHTS IN CHILE. WE DISCUSSED THIS LANGUAGE WITH MANY MEMBERS OF THE COMMISSION, INCLUDING THE LATIN AMERICAN MEMBERS, WHO EXPRESSED THEIR SUPPORT FOR ITS INCLUSION. WE ALSO SECURED THE SUPPORT OF THE UK AND SWEDEN AND ALL THE MEMBERS OF THE AD HOC WORKING GROUP BUT THE OPPOSITION OF CUBA AND YUGOSLAVIA PREVENTS ITS ACCEPTANCE BY THE DRAFTING GROUP. ON THIS POINT THE SWEDISH NEGOTIATOR AT ONE TIME PRIVATELY SUGGESTED TO MEMBER OF USDEL THAT CUBA BE DROPPED AS A CO-SPONSOR SO THAT THE IAHRC LANGUAGE MIGHT BE AGREED UPON. WE

UNDERSTAND THAT THIS IDEA WAS NOT PURSUED BECAUSE OF
CONCERN THAT IF CUBA WERE TO BE DROPPED AS A CO-SPONSOR,
CUBA WOULD TABLE A MUCH STRONGER RESOLUTION.

6. AS CONCERNS THE ESTABLISHMENT OF A VOLUNTARY FUND,
USDEL HAS BEEN FACED WITH THE FACT THAT THE MEMBERS OF THE
AD HOC WORKING GROUP REPRESENTED ON THE COMMISSION
(ALLANA, DIEYE, AND ERMACORA) ARE IN FAVOR OF SUCH A
FUND. IT IS ALSO CLEAR THAT THE FUND WILL BE WIDELY
SUPPORTED BY THE COMMISSION AS A WHOLE. VANDEN HEUVEL

CONFIDENTIAL

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: HUMAN RIGHTS, AMENDMENTS, RESOLUTIONS, MEETINGS
Control Number: n/a
Copy: SINGLE
Draft Date: 25 feb 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978GENEVA03020
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: GS
Errors: N/A
Expiration:
Film Number: D780088-0152
Format: TEL
From: GENEVA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780213/aaaaakjb.tel
Line Count: 125
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: cea2b5cf-c288-dd11-92da-001cc4696bcc
Office: ACTION IO
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: 78 GENEVA 2821, 78 STATE 48072, 78 STATE 42016
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 27 jul 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 3476911
Secure: OPEN
Status: NATIVE
Subject: 34TH HUMAN RIGHTS COMMISSION--HUMAN RIGHTS IN CHILE, ITEM 5
TAGS: SHUM, CI, UNHRC
To: STATE
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/cea2b5cf-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
Declassified/Released
US Department of State
EO Systematic Review
20 Mar 2014
Markings: Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014